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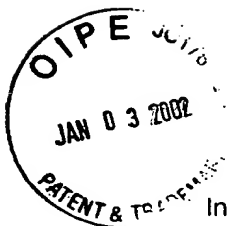
<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/955,383	
	Filing Date	September 18, 2001	
	First Named Inventor	SHIH, et al	
	Group Art Unit	To Be Assigned	
	Examiner Name	To Be Assigned	
Total Number of Pages in This Submission	143	Attorney Docket Number	AL01019

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
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<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below)
<input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Terminal Disclaimer	2. Executed Declarations Notice to File Missing Parts Photocopy of Filing Receipt
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Small Entity Statement	
	<input type="checkbox"/> Request for Refund	
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	SCHERING-PLOUGH CORPORATION PATENT DEPARTMENT, K-6-1-1990 PALAIYUR S. KALYANARAMAN REG. NO. 34634
Signature	
Date	November 14, 2001

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: Nov. 14, 2001	
Typed or printed name	PALAIYUR S. KALYANARAMAN
Signature	
Date	November 14, 2001

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PATENT AL01019

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Shih *et al*

Application No.: 09/955,383

Filed: September 18, 2001

For:

**SUBSTITUTED IMIDAZOLES AS DUAL HISTAMINE H1 AND H3 AGONISTS OR ANTAGONISTS**

) Examiner: To Be Assigned

) Group Art Unit: 1614

Assistant Commissioner For Patents

Attention: Customer Service Center- Initial Patent Examination Division

Washington, D.C. 20231

**MISSING PARTS AND CORRECTION OF FILING RECEIPT**

Sir:

The subject non-provisional patent application, Serial No. 09/955,383 was filed on September 18, 2001. At the time of filing, the signed Declaration/Power of Attorney from the inventors was missing. Applicants are now filing the Declaration and Power of Attorney, signed by the inventors. A copy of the "Notice to File Missing Parts of Non-Provisional Application" is attached. The Office is authorized to charge the \$ 130.00 fee to Account Number 19-0365.

Additionally, the Filing Receipt received in this case needs to be corrected for the following mistake, to be consistent with PTO records:

The Priority provisional application should read "THIS APPLN CLAIMS BENEFIT OF 60/234,039 09/20/2000". Additionally, an inventor's name should be corrected to read: **Wing C. Tom.**


A copy of the filing receipt with the corrections marked thereon is attached.

Please send a corrected filing receipt.

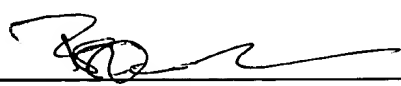
If there are any questions, the Office is invited to contact the undersigned.

Respectfully submitted,

November 14, 2001  
Schering-Plough Corporation  
2000 Galloping Hill Road  
Patent Department, K-6-1,1990  
Kenilworth, NJ 07033  
Tel: (908) 298-5068  
Fax: (908) 298-5388

  
Dr. Palaiyur S. Kalyanaraman  
Attorney for Applicants  
Reg. No. 34,634

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, Box Missing Parts, Provisional, Washington, D.C. 20231 on November 14, 2001.

  
Palaiyur S. Kalyanaraman

November 14, 2001  
Date of Signature

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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/955,383	09/18/2001	Neng-Yang Shih	AL01019

CONFIRMATION NO. 8337

## FORMALITIES LETTER



\*OC000000006947869\*

265  
CHERING-PLOUGH CORPORATION  
PATENT DEPARTMENT (K-6-1, 1990)  
2000 GALLOPING HILL ROAD  
KENILWORTH, NJ 07033-0530

Date Mailed: 10/22/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

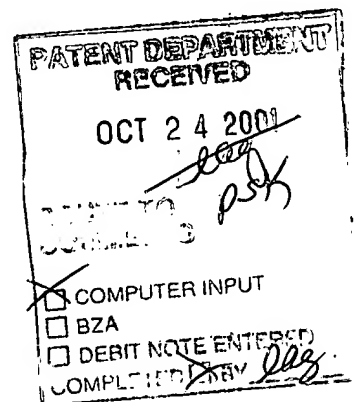
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice MUST be returned with the reply.*

  
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Initial Patent Examination Division (703) 308-1202

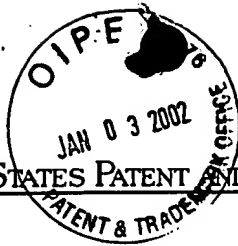
PART 1 - ATTORNEY/APPLICANT COPY



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## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/955,383	09/18/2001	1614	980	AL01019		18	3

CONFIRMATION NO. 8337

24265  
SCHERING-PLOUGH CORPORATION  
PATENT DEPARTMENT (K-6-1, 1990)  
2000 GALLOPING HILL ROAD  
KENILWORTH, NJ 07033-0530

## FILING RECEIPT



\*OC000000006947868\*

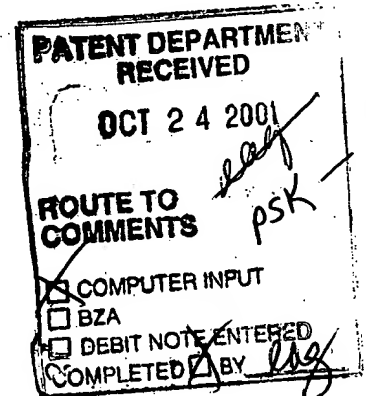
Date Mailed: 10/22/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Neng-Yang Shih, North Caldwell, NJ;  
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John J. Piwinski, Clinton Township, NJ;  
Ronald Wolin, San Diego, CA;

Wing C. Tom



## Domestic Priority data as claimed by applicant

60/234,039

THIS APPLN CLAIMS BENEFIT OF 60/230,039 09/01/2000 \*

~~AND CLAIMS BENEFIT OF 60/234,040 09/20/2000~~~~AND CLAIMS BENEFIT OF 60/234,038 09/20/2000~~~~AND CLAIMS BENEFIT OF 60/234,053 09/20/2000~~

(\*) Data inconsistent with PTO records.

## Foreign Applications

If Required, Foreign Filing License Granted 10/17/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Notice to File  
Missing Parts  
Plac. 22, 2001